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Counsel for Defendant LITTON

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	No. CR-05-00266 JW
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER EXTENDING BRIEFING
vs.	)	SCHEDULE AND CONTINUING
	)	HEARING
DAVID LITTON,	)	
	)	
Defendant.	)	
	)	

**STIPULATION**

The parties hereby stipulate and agree that the date for filing the defendant's reply brief re: Probation's Request to Modify Conditions of Supervised Release may be extended to October 2, 2006 and that the hearing date of September 18, 2006 at 1:30 p.m. may be continued to October 16, 2006 at 1:30 p.m. The reason for this request is that the case was only recently transferred within the Federal Public Defender's office, after the filing of Defendant's Objection to Probation's Request to Modify and the United States' Response, and the undersigned Assistant Federal Public Defender requires additional time to review the briefing of both parties, to investigate the relevant factual claims, before preparing the reply.

In the event that the Court at the conclusion of the October 16, 2006 hearing concludes that an evidentiary hearing is necessary to resolve the disputed issues, the parties agree that the

1 evidentiary hearing may be set for a later date.

2 The Probation Office has been informed of the requested scheduling change and has  
3 agreed to the proposed hearing date.

4  
5 Dated: September 11, 2006

6 s/\_\_\_\_\_  
7 CYNTHIA C. LIE  
8 Assistant Federal Public Defender

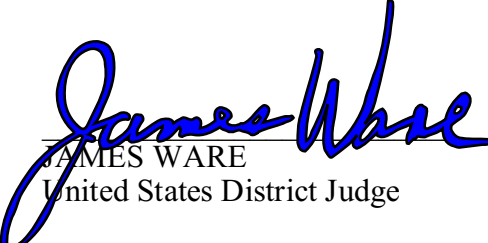
9 Dated: September 11, 2006

10 s/\_\_\_\_\_  
11 SHAWNA YEN  
12 Assistant United States Attorney

13 ~~[PROPOSED]~~ ORDER

14 Good cause appearing and by stipulation of the parties, it is hereby ordered that the date  
15 for filing of defendant's reply brief re: Probation's Request to Modify the Special Conditions of  
16 Supervised Release shall be extended to October 2, 2006, and that the date for argument on the  
17 Request to Modify shall be continued from September 18, 2006 to October 16, 2006 at 1:30 p.m.

18 Dated: September 12, 2006

19   
20 JAMES WARE  
21 United States District Judge  
22  
23  
24  
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